

Amendment dated March 14, 2003 Reply to Office Action of February 25, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in Te Patent Application of:

Ruben et al.

Docket No.: PZ003P3

Application No.: 09/853,161

Group Art Unit: 1634

Filed: May 11, 2001

Examiner: M. Sheinberg

For: Antibodies to Protein HPMBQ91 (as amended

herein)

AMENDMENT AND PROVISIONAL ELECTION WITH TRAVERSE UNDER 37 C.F.R. § 1.143

Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Office Action mailed February 25, 2003 please consider the following amendments, traversal, provisional election, and remarks. Applicants submit concurrently herewith: (a) a Fee Transmittal Sheet, accompanied by the appropriate fee; and (b) an Information Disclosure Statement Pursuant to 37 C.F.R. § 1.56 with Form PTO/SB/08A.

Prior to examining the captioned application, Applicants respectfully request the entry of the following amendments.

Amendment to the Title begins on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 15 of this paper.

03/19/2003 WABDELR1 00000149 083425 09853161

01 FC:1201 02 FC:1202 252.00 CH 972.00 CH

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PTO/SB/17 (10-02)

Under the Papery Reduction Act of 1995, no persons are requi	Approved for use through 10/31/2002. OMB 0651-0032 ired to respond to a collection of information unless it displays a valid OMB control number.									
TO A MONITTAL				Complete if Known						
"FEE TRANSMITTAL			Application Number				09/853,161-Conf. #5950			
for FY 2003	Filing Date				<u> </u>	May 11, 2001				
Patent fees are subject to annual revision.	First Named Inventor			tor S	Steven M. Ruben					
- atom rocs are subject to armost version	Examiner Name					M. Sheinberg				
Applicant claims small entity status. See 37 CFR 1.27	Group Art Unit			1	1634					
TOTAL AMOUNT OF PAYMENT (\$) 1,224.00		Attorney Docket No.				PZ003P3				
METHOD OF PAYMENT (check all that apply)	FEE CALC				CALCUL	ATION (cor	itinued)			
Check Credit Money Other None X Deposit Account	3. ADDITIONAL FEES									
X Deposit Account Deposit	Large	Large Entity Small Entity								
Account Number 08-3425	Fee Code	Fee (\$)	Fee Code	Fee (\$)		Fee Description Fee Page 1				
Deposit Account Human Genome Sciences, Inc.	1051	130	2051	65	Surcharge –	e - late filing fee or oath				
Name The Commissioner is hereby authorized to: (check all that apply)	1052	50	2052	25	Surcharge – sheet.	arge – late provisional filing fee or cover				
X Charge fee(s) indicated below X Credit any overpayments	1053	130	1053	130	Non-English	n-English specification				
X Charge any additional fee(s) during the pendency of this	1812	2,520	1812	2,520	For filing a re	iling a request for ex parte reexamination				
application Charge fee(s) indicated below, except for the filling fee	1804	920*	1804	920*	Requesting (publication of				
to the above-identified deposit account.	1805	1,840*	1805	1,840*		publication of	SIR after			
FEE CALCULATION	1251					r reply within	first month			
1. BASIC FILING FEE	1252	410	2252	205	Extension fo	r reply within	second month			
Large Entity Small Entity	1253	930	2253	465	Extension fo	r reply within	third month			
Fee Fee Fee Fee Fee Fee Description Fee Paid	1254	1,450	2254	725	Extension fo	r reply within	fourth month	11		
1001 750 2001 375 Utility filing fee	1255	1,970	2255	985	Extension fo	r reply within	fifth month			
1002 330 2002 165 Design filing fee	1401	320	2401	160	Notice of Ap	· · · —				
1003 520 2003 260 Plant filing fee	1402	320	2402	160	Filing a brief	ng a brief in support of an appeal				
1004 750 2004 375 Reissue filing fee	1403	280	2403		Request for	_				
1005 160 2005 80 Provisional filing fee	1451	1,510	1451				ic use proceeding			
SUBTOTAL (1) (\$) 0.00	1452	110	2452	55	•	o revive – unavoidable o revive - unintentional				
	1453	1,300	2453	650			├ ──┤!			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Fee from	1501	1,300	2501		Design issue	fee (or reissu	(e)			
Claims below Fee Paid	1502	470	2502	235	Ū					
Total Claims 77 -23** = 54 x 18.00 = 972.00	1503 1460	630 130	2503 1460	315 130	Plant issue f	ns to the Commissioner				
Claims 7 4 = 3 x 84.00 = 252.00										
Multiple Dependent	1807	50	1807	50	•	fee under 37				
Large Entity Small Entity	1806	180	1806	180			n Disclosure Stmt			
Fee Fee Code (\$) Fee Description	8021	40	8021	40	property (tim	rding each patent assignment per rtv (times number of properties) a submission after final rejection				
1202 18 2202 9 Claims in excess of 20 1201 84 2201 42 Independent claims in excess of 3	1809	750	2809	375		FR 1.129(a))				
1203 280 2203 140 Multiple dependent claim, if not paid	1810	750	2810	375		each additional invention to be nined (37CFR 1.129(b))				
1204 84 2204 42 ** Reissue independent claims	1801	750	2801	375	Request for	quest for Continued Examination (RCE)				
over original patent 1205 18 2205 9 ** Reissue claims in excess of 20	1802				Request for of a design a	for expedited examination				
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	Other	ther fee (specify)								
**or number previously paid, if greater; For Reissues, see above	*Redu	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0.00								
SUBMITTED BY Complete (if applicable)										
Name (Print/Type) Janet M. Martineau	Registration No. (Attorney/Agent) 46,903						(301) 315-2723			
Signature 011 25 1						Date	March 14, 200	3		